

**HOWARD ROME MARTIN & RIDLEY LLP**  
1900 O'FARRELL STREET, SUITE 280  
SAN MATEO, CA 94403  
TELEPHONE (650) 365-7715

**TODD H. MASTER [SBN 185881]**

[tmaster@hrmrlaw.com](mailto:tmaster@hrmrlaw.com)

**ROBERT J. GUNDERT [SBN 104486]**

[rgundert@hrmrlaw.com](mailto:rgundert@hrmrlaw.com)

**HOWARD ROME MARTIN & RIDLEY LLP**

1900 O'Farrell Street, Suite 280

San Mateo, CA 94403

Telephone: (650) 365-7715

Facsimile: (650) 364-5297

Attorneys for Defendants

CITY OF MENLO PARK and

DAVE BERTINI

UNITED STATES DISTRICT COURT

FOR THE NORTHERN DISTRICT OF CALIFORNIA

SAN FRANCISCO

MICHAEL ZELENY, an individual

Plaintiff,

vs.

EDMUND G. BROWN, JR., an individual, in  
his official capacity, et al.

Defendants.

Case No. 17-cv-07357-RS

**STIPULATION AND ORDER TO  
EXTEND TIME TO RESPOND TO  
PLAINTIFF'S MOTION FOR  
ATTORNEY'S FEES**

Pursuant to Local Rule 6-1(b), Plaintiff Michael Zeleny and Defendants City of Menlo and Dave Bertini hereby request an order from the Court, which would grant the parties additional time to file papers regarding Plaintiff's pending motion for attorneys' fees. [Document 201] Said motion was filed on November 12, 2021. Accordingly, Defendants' opposition is presently due November 26, 2021 (i.e. the day following the Thanksgiving holiday) and Plaintiff's reply is presently due December 3, 2021.

**HOWARD ROME MARTIN & RIDLEY LLP**  
 1900 O'FARRELL STREET, SUITE 280  
 SAN MATEO, CA 94403  
 TELEPHONE (650) 365-7715

The parties respectfully request that the aforementioned two deadlines be extended by one week each, such that Defendants' opposition would be due by December 3, 2021 and Plaintiff's reply would be due by December 10, 2021.

The hearing on Plaintiff's motion was initially scheduled for December 23, 2021 but was thereafter rescheduled to a date two weeks later, on January 6, 2022. The parties are not seeking to change that date.

Accompanying this stipulation is the declaration of Defendants' counsel, which is submitted pursuant to Local Rule 6-2(a).

Date: November 19, 2021

HOWARD ROME MARTIN & RIDLEY LLP

By: /s/ Robert J. Gundert

Robert J. Gundert  
 Attorneys for Defendants  
 CITY OF MENLO PARK and  
 DAVE BERTINI

Date: November 19, 2021

AFFELD GRIVAKES LLP

By: /s/ David W. Affeld

David W. Affeld  
 Attorneys for Plaintiff  
 MICHAEL ZELENY

///

### ORDER OF THE COURT

GOOD CAUSE APPEARING, it is hereby ORDERED as follows:

1. Any opposition to be filed by Defendants City of Menlo Park and Dave Bertini to Plaintiff's Motion for Attorney's Fees shall be filed by December 3, 2021; and
2. Plaintiff's reply to any such opposition shall be filed by December 10, 2021.

IT IS SO ORDERED.

Dated: November 19, 2021

  
 The Honorable Richard Seeborg